

Newstead Town Board Meeting- June 9, 2003

A Public Hearing was called to order by the Newstead Town Board on Monday, June 9, 2003 at the Newstead Town Hall at 7:55 PM.

Present: Gerald F. Summe- Supervisor
Joan M. Glor- Councilwoman
Thomas George- Councilman not present
David Cummings- Councilman
Harold L. Finger- Councilman
Fred Pask- Assessor
Christine Falkowski- Building Administrator
James Ebersole- Highway Superintendent not present
Andrew Casolini- Town Engineer
Nathan Neill- Town Attorney-
Kathleen McLeod Lang- Deputy Clerk

Roll Call was taken with all board members present.

Supervisor Summe called the public hearing on a Special Use Permit request for an addition to a concessions area located at 11061 Main Road owner by Kelly Schultz to order.

The Deputy Clerk read the proof of publication.

Comments: No one spoke

A motion was made by Councilman Cummings, seconded by Councilwoman Glor to close the public hearing at 7:57pm.

A Regular Meeting of the Newstead Town Board was called to order at 8:00pm with all the same board members present as listed above.

Carl Klingenschmitt led the pledge to the flag.

Presentations of Awards were made to the following Akron Central School Students for the annual Recycling Poster Contest: Supervisor Summe wanted to thank Ms Sandra Koepel for her dedication the past 5 years with this program with over 150 children participating.

1 st Place- \$15- Amanda Lobur	1 st Place-\$15 Sarah Schafer-
2 nd Place-\$10- Raymond Woodward	2 nd Place-\$10 Larissa Blenker
3 rd Place-\$5- Lauren Roddie	3 rd Place-\$5- Lindsey Rumfola

Minutes from the previous regular board meeting held on May 27, 2003 were presented for approval. A motion was made by Councilman Cummings, seconded by Councilman Finger to approve as presented.

Carried Unanimously

Communications – The Deputy Clerk presented the following:

A letter from the Erie County Health Department requesting our town's participation in the annual Heart Walk on Saturday, September 13, 2003 at the Buffalo State College Sports Arena. They are requesting that the Town of Newstead put together a team of walkers to participate in this fundraising event for heart disease research. Anyone interested should see Dawn for more details on the event.

A fax transmission from Amherst Central Alarm Office reporting the May 2003 calls for Akron Fire Co.- 37 and Newstead Fire Co.- 17.

A letter from the Decker Family thanking the Town Board for their gift of flowers and prayers during their recent loss.

An announcement from the Erie County Department of Health on upcoming free rabies clinics. They will be: August 19 from 5-7 PM at the Elma Highway Garage, 2170 Bowen Rd
August 26 from 2-4 PM at the SPCA, 205 Ensminger Rd, Tonawanda
Sept. 2 from 5-7 PM at Brant Fire Co., 1231 Brant-Farnham Rd., Brant
Sept. 9 from 5-7 PM at Buffalo Zoo, 300 Parkside Avenue
Sept. 16 at Cheektowaga Highway Garage, 3145 Union Rd

A notice from the Village of Alden announcing their new Farmer's Market in the Ames Plaza parking lot every Saturday from 8:30 am – 1:00 PM through the month of October. Every week there will be special shows and/or interesting demonstrations. The Grand Opening is set for June 14, 2003.

A motion was made by Councilman Finger, seconded by Councilwoman Glor to receive and file correspondence as presented. Carried Unanimously

Work Session: Supervisor Summe reported that work session was held on June 2, 2003 and the following issues were discussed: Deloitte Touche, the Senior Center project, WD#5- Phase 3 & 4, Water District #10, sewer district issues, cemetery issues, Certificate of Compliance proposal, highway benefit issues, driveway culverts, front yard drainage issues, Speed limit on Siehl Rd, update on airport re-zoning, judges issues as well as other issues.

Privilege of the Floor –No one spoke

Approval of Bills -Councilwoman Glor reported that she had reviewed the Abstract from Batch #152 & 153 from the 5/27/03 meeting with the previously UN-audited vouchers and found everything in order. She presented Abstract Batch # 158 &159. Vouchers on Abstract Batch 1932-1933 numbered 1934-1988 totaling \$74,249.08 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 159:

General Fund "A" -\$29,261.89, Fund "B" \$992.64, Highway "DA" -\$0, Highway: Outside Village (DB) \$3,176.76, Capital Projects- WD#5-Phase II (HC) \$8,110.04, Capital Projects- Library Project (HE) \$0, WD#7 (HD)- \$, Senior Center (HF)- \$24,829.30, Fire Protection (SF) \$2,111.31, Refuse (SR) \$531.75, Sewer Fund (SS) \$,0 and Water Districts (SW1) \$, (SW2) \$80.75, (SW3) \$268.43, (SW4) \$102.40, (SW5) \$3,964.94, (SW6) \$277.93, (SW7) \$431.53, (SW7A) \$0, (SW8) \$29.26, (SW9) \$80.45, Trust & Agency (TA) \$, Totaling \$74,249.08.

Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway –Superintendent Ebersole attended the 58th annual Highway Superintendent School in Ithaca, NY, which was very interesting and informative. They have mowed all the highways and will be closing Billo Road on June 11, from 6AM-11AM for repair on culvert.

Assessor –Grievance Day was last week with 6 hearings, 3 certified changes and 1 adjournment until July.

Building Office –the following building report was presented by the Building Administrator Christine Falkowski:

Don Leising	5931 Cummings	Pole Barn
Susan Brown	8010 Burdick	AG Pool
Jesse Cotriss	7677 Greenbush	Two-Family Home
John Alfieri	13710 Main	Temporary Sign
Ronald Ribbeck	7619 Moore	Pole Barn
John Stein	11986 Main	Temporary Sign

Leslie Rosenberg	11856 Rapids	Room Remodel
Michael Queeno	12320 Meahl	Single Family Home

Zoning Officer Rebecca Baker's zoning report was presented.

A motion was made by Councilman Cummings, seconded by Councilwoman Glor to accept and approve the building & zoning reports as presented. Carried Unanimously

Town Clerk- The Town Clerk is attending Tax Receivers Conference this week. A new postage machine is to arrive tomorrow. The Dog Control Officer Monthly Report for March, April, May 2003 was given to board members.

Attorney for the Town- nothing at this time

COUNCILPERSONS

George –not present

Cummings –Drainage Committee Meeting Tuesday, June 17 and would like work session time on Monday to discuss items for meeting.

Glor –Completed Town Clerk and Court Clerks audit for 2002 and found everything in order.

Finger –The new Community Building Sign is up at 50 John St., the front steps at the Town Hall will be repaired, the Town of Newstead sign at Newstead Clarence line will be repainted, the Pre-Construction meeting for Senior Center was attended with Joan and Gerry.

SUPERVISOR Joint meeting with Village of Akron on June 16,2003 at 9:00PM agenda is available.

UNFINISHED BUSINESS

Water District #5- Phase 3 & 4: complaints with renovation due to rain but will continue to complete.

Water District #10 Survey- Public information meeting on Wednesday, June 18 at Akron Central Aud. With Frequently Asked Questions covered in dry run at next work session.

Christian Airmen Re-Zoning In hands of the attorneys.

Senior Center-Meeting with Senior Coordinator Joanne Roach with list of equipment needs, cost and fund raising. The start date is June 30,2003 with finish date mid November, 2003

Sewer Project- County Highway petition from Whiting's bid cost.

Town Wide Drainage Engineers draft Monday night Work Session then meeting with Drainage Committee on Tuesday night.-

Other-nothing

NEW BUSINESS

SEQRA- Sewer District #2:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor adopting a determination of non-significance regarding the proposed Sewer District #2 project at the Whiting Industrial Park.

(Resolution Attached) Ayes-4 Nay- 0 Carried Unanimously

Public Hearing Sewer District #2:

A motion was made by Councilwoman Glor, seconded by Councilman Finger approving the order to call a public hearing on June 23, 2003 at 7:50pm at the Newstead Town Hall to hear comments on the proposed Sewer District #2 project.

(Resolution Attached) Ayes-4 Nay-0 Carried Unanimously

Bidding- Sewer District #2:

A motion was made by Councilman Finger, seconded by Councilwoman Glor approving the setting of dates for public bid on the Sanitary Sewer District #2 pump station and forcemain project.

(Resolution Attached) Ayes-4 Nays-0 Carried Unanimously

Grant Application- Justices:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor approving the grant applications for the justice court and authorizing the Supervisor to execute the necessary paperwork for these grants.

(Resolution Attached) Ayes-4 Nays- 0 Carried Unanimously

Speed Study- Siehl Rd:

A motion was made by Councilwoman Glor, seconded by Councilman Finger authorizing the Town Clerk to file the necessary paperwork with the County and State to request a speed study on Siehl Rd.

(Resolution Attached) Ayes-4 Nays- 0 Carried Unanimously

Lead Agency- Town Wide Drainage:

A motion was made by Councilman Finger, seconded by Councilwoman Glor declaring lead agency status on the town wide drainage project for the Town of Newstead.

(Resolution Attached) Ayes-4 Nays- 0 Carried Unanimously

Akron Police Request- July 4th:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor authorizing the Village of Akron Police Department to enter the Town property to assist in crowd control and any other such functions necessary during the July 4th celebrations and fireworks display.

(Resolution Attached) Ayes-4 Nays- 0 Carried Unanimously

Amendment to Sewer Agreement:

A motion was made by Councilwoman Glor, seconded by Councilman Cummings approving the amendments to the existing agreement with the Village of Akron on the Sewer District #2 Agreement.

Ayes-4 Nays- 0 Carried Unanimously

Kelly Schultz project- Negative Declaration & Site Plan Approval:

A motion was made by Councilman Finger, seconded by Councilwoman Glor adopting a determination of non-significance on the proposed site plan for the Kelly Schultz project located at 11061 Main Rd.

(Resolution Attached) Ayes-4 Nays- 0 Carried Unanimously

A motion was made by Councilman Finger seconded by Councilwoman Glor approving the site plan for the Kelly Schultz project located at 11061 Main Rd including storage units and a concession area.

(Resolution Attached) Ayes-4 Nays- 0 Carried Unanimously

Public Hearing- Frey Subdivision:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor approving the order calling for a public hearing on June 23, 2003 at 7:55PM to hear comments on the proposed 5 lot major subdivision located at Utley Rd and Hunts Corners Rd by Joseph Frey.

(Resolution Attached) Ayes-4 Nays- 0 Carried Unanimously

Public Hearing- Gaik Special Use Permit:

A motion was made by Councilwoman Glor, seconded by Councilman Finger approving the order calling for a public hearing on June 23, 2003 at 7:45PM to hear comments on the proposed Special Use Permit to operate a used car dealership at 11678 Main Rd.

(Resolution Attached) Ayes-4 Nays- 0 Carried Unanimously

Authorization- Alabama Agreement:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor authorizing the Supervisor to sign an agreement with the Town of Alabama for services.

 Ayes-4 Nays- 0 Carried Unanimously

Sanitary Code

A motion was made by Councilman Finger, seconded by Councilwoman Glor authorizing Cross Connection Compliance with Back Flow Prevention Requirements according to New York State Department of Health Part 5 Sanitary Code.

 Ayes-4 Nays-0 Carried Unanimously

Other:

A motion was made by Councilman Cummings, seconded by Councilman Finger authorizing the Assessor Fred Pask to attend school in Ithaca.

 Ayes-4 Nays-0 Carried Unanimously

Question Period- No one spoke

There being no further business to come before the board a motion was made by Councilwoman Glor, seconded by Councilman Finger to adjourn the meeting at 9:00 PM

 Carried Unanimously

Respectfully Submitted,

Kathleen McLeod Lang Deputy Town Clerk